

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

THURSDAY, THE 4TH OCTOBER 2007 / 12TH ASWINA 1929

LA.App..No. 146 of 2005()

LAR.14/1999 of ADDL.SUB COURT,KOTTAYAM

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APPELLANT: RESPONDENT

STATE OF KERALA.

BY GOVERNMENT PLEADER SRI.K.V.MANOJKUMAR.

RESPONDENTS: CLAIMANTS

RAJAN, S/O.PARAMESWARAN,
KIZHAKKEKUTTU, THIRUVAMPADY, NJEEZHOOOR.

BY ADV. SRI.P.K.RAVISANKAR

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD
ON 04/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.146 of 2005

Dated 4th October, 2007.

J U D G M E N T

Kurian Joseph, J.

This appeal is directed against the judgment and decree in LAR 14/99 on the file of the Sub Court, Kottayam. The acquisition is for Moovattupuzha Valley Irrigation Project. It is brought to our notice that there is no appeal filed against LAR 12/99, the remaining case in the common judgment. The claimant has a grievance that he has not been granted the statutory benefit of interest on solatium. Being a settled position [See the decision reported in **Sunder v. Union of India** (2001(3) KLT 489 (SC)], we hold that the claimant is entitled to interest on solatium also. Subject to the above modification in the judgment and decree, this appeal is dismissed.

KURIAN JOSEPH, JUDGE.

HARUN-UL-RASHID, JUDGE.

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